Case 17-00408 Doc 1 Filed 01/06/17 Entered 01/06/17 14:43:17 Desc Main

Fill in this information to identify your case:	
United States Bankruptcy Court for the: Northern District Of Illinois	_
Case number (If known):	Chapter you are filing under: Chapter 7 Chapter 11 Chapter 12 Chapter 13

Official Form 101

Voluntary Petition for Individuals Filing for Bankruptcy

12/15

The bankruptcy forms use you and Debtor 1 to refer to a debtor filing alone. A married couple may file a bankruptcy case together—called a joint case—and in joint cases, these forms use you to ask for information from both debtors. For example, if a form asks, "Do you own a car," the answer would be yes if either debtor owns a car. When information is needed about the spouses separately, the form uses Debtor 1 and Debtor 2 to distinguish between them. In joint cases, one of the spouses must report information as Debtor 1 and the other as Debtor 2. The same person must be Debtor 1 in all of the forms.

Be as complete and accurate as possible. If two married people are filing together, both are equally responsible for supplying correct information. If more space is needed, attach a separate sheet to this form. On the top of any additional pages, write your name and case number (if known). Answer every question.

Part 1:	Identify	Yourself

	About Debtor 1:	About Debtor 2 (Spouse Only in a Joint Case):
1. Your full name		
Write the name that is on your government-issued picture identification (for example, your driver's license or	Karla First name J.	First name
passport).	Middle name	Middle name
Bring your picture identification to your meeting with the trustee.	Bertrand Last name	Last name
	Suffix (Sr., Jr., II, III)	Suffix (Sr., Jr., II, III)
All other names you have used in the last 8		
years	First name	First name
Include your married or maiden names.	Middle name	Middle name
	Last name	Last name
	First name	First name
	Middle name	Middle name
	Last name	Last name
3. Only the last 4 digits of your Social Security	xxx - xx - <u>4</u> <u>3</u> <u>5</u> <u>2</u>	xxx - xx
number or federal	OR	OR
Individual Taxpayer Identification number (ITIN)	9 xx - xx	9 xx - xx

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Debtor 1

Karla J. B	ertrand		Case number (if known)
First Name	Middle Name	Last Name	

		About Debtor 1:	About Debtor 2 (Spouse Only in a Joint Case):
4.	Any business names and Employer Identification Numbers (EIN) you have used in	☑ I have not used any business names or EINs.	☐ I have not used any business names or EINs.
	the last 8 years	Business name	Business name
	Include trade names and doing business as names	Business name	Business name
		EIN	EIN
		EIN	EIN
5.	Where you live		If Debtor 2 lives at a different address:
		6244 West Diversey Avenue Number Street	Number Street
		Chicago IL 60639 City State ZIP Code	City State ZIP Code
		COOK County	County
		If your mailing address is different from the one above, fill it in here. Note that the court will send any notices to you at this mailing address.	If Debtor 2's mailing address is different from yours, fill it in here. Note that the court will send any notices to this mailing address.
		Number Street	Number Street
		P.O. Box	P.O. Box
		City State ZIP Code	City State ZIP Code
6.	Why you are choosing	Check one:	Check one:
	this district to file for bankruptcy	Over the last 180 days before filing this petition, I have lived in this district longer than in any other district.	Over the last 180 days before filing this petition, I have lived in this district longer than in any other district.
		☐ I have another reason. Explain. (See 28 U.S.C. § 1408.)	I have another reason. Explain. (See 28 U.S.C. § 1408.)

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Debtor 1 Karla J. Bertrand Case number (if known) Case number (if known)

7. The chapter of the Bankruptcy Code you are choosing to file under Check one. (For a brief description of each, see Notice Required by 11 U.S.C. § 342(b) for Individuals F for Bankruptcy (Form B2010)). Also, go to the top of page 1 and check the appropriate box. Chapter 12 Chapter 13 8. How you will pay the fee I will pay the entire fee when I file my petition. Please check with the clerk's office in ye local court for more details about how you may pay. Typically, if you are paying the fee yourself, you may pay with cash, cashier's check, or money order. If your attorney is submitting your payment on your behalf, your attorney may pay with a pre-printed address. I need to pay the fee in installments. If you choose this option, sign and attach the Application for Individuals to Pay Your Filing Fee in Installments (Official Form 103A). I request that my fee be waived (You may request this option, sign and attach the Application for Individuals to Pay Your Filing Fee in Installments (Official Form 103B) and file it with you are filing for Chey law, a judge may, but is not required to, waive your fee, and may do so only if your incless than 150% of the official poverty line that applies to your family size and you are unal pay the fee in installments.) If you choose this option, you must fill out the Application to Individuals to Pay Your Filing Fee Waived (Official Form 103B) and file it with your petition. Patrice I No Destrice When When Relationship to you Destrice When MM / DD / YYYY Case number 16-01254 MM / DD / YYYY Case number, if known MM / DD / YYYY Destrice When MM / DD / YYYY Case number, if known MM / DD / YYYYY Case number, if known MM / DD / YYYYY Case number, if known MM / DD / YYYYY Destrice Patrice, or by an affilliate? No to time 12. Has your landlord obtained an eviction judgment against you and do you want to stay in your residence?	Part 2: Tel	II the Court About	: Your Bank	rupt	tcy Case					
under Chapter 12 Chapter 13 B. How you will pay the fee I will pay the entire fee when I file my petition. Please check with the clerk's office in yr local court for more details about how you may pay. Typically, if you are paying the fee yourself, you may pay with cash, cashier's check, or money order. If your attorney is submitting your payment on your behalf, your attorney may pay with a credit card or chec with a pre-printed address. I need to pay the fee in installments. If you choose this option, sign and attach the Application for Individuals to Pay Your Filing Fee in Installments (Official Form 103A). I request that my fee be waived (You may request this option only if you in less than 150% of the official poverly line that applies to your family size and you are unal pay the fee in installments). If you choose this option, you must fill out the Application to Intervention of the official poverly line that applies to your family size and you are unal pay the fee in installments). If you choose this option, you must fill out the Application to Intervention of the official poverly line that applies to your family size and you are unal pay the fee in installments). If you choose this option, you must fill out the Application to Intervention of the official poverly line that applies to your family size and you are unal pay the fee in installments). If you choose this option, you must fill out the Application to Intervention of the official poverly line that applies to your family size and you are unal pay the fee in installments. If you choose this option, you must fill out the Application to Intervention for Individuals to Pay Your Filing Fee Waived (Official Form 103B) and file it with your petition. I have you filed for bankruptcy cases pending or being filed by a spouse who is not filling this case with your petition. I have you filed for bankruptcy cases pending or being filed by a spouse who is not filling this case with your petition. I have you filed for bankruptcy cases pending or being fil	Bankrupto	cy Code you								
Chapter 11 Chapter 12 Chapter 13 8. How you will pay the fee I will pay the entire fee when I file my petition. Please check with the clerk's office in ye local court for more details about how you may pay. Typically, if you are paying the fee yourself, you may pay with cash, cashler's check, or money order. If your attorney is submitting your payment on your behalf, your attorney may pay with a credit card or chec with a pre-printed address. I need to pay the fee in installments. If you choose this option, sign and attach the Application for Individuals to Pay Your Filing Fee in Installments (Official Form 103A). I request that my fee be waived (You may request this option, sign and attach the Application for Individuals to Pay Your Filing Fee in Installments (Official Form 103A). I request that my fee be waived (You may request this option, sign and attach the Application for Individuals to Pay Your Filing Fee in Installments (Official Form 103A). I request that my fee be waived (You may request this option, sign and attach the Application for Individuals to Pay Your Filing Fee in Installments (Official Form 103A) and file it with your fee, and may do so only if your incless than 150% of the official poverty line that applies to your family size and you are unal pay the fee in installments (If you choose this option, you must fill out the Application to Paper Teiling Fee Waived (Official Form 103B) and file it with your petition. I No Yes. Destrict Northern District of Illinois When MA/ DD / YYYY District Northern District of Illinois When MA/ DD / YYYY District Northern District of Illinois When MA/ DD / YYYY District When MA/ DD / YYYY No. Gase number, if known. MM/ DD / YYYY No. Gase number, if known. MM/ DD / YYYY Has your landlord obtained an eviction judgment against you and do you want to stay in your residence?		sing to file	☐ Chapter 7							
Chapter 13	andor	☐ Chapter 11								
8. How you will pay the fee			☐ Chapter	12						
local court for more details about how you may pay. Typically, if you are paying the fee yourself, you may pay with cash, cashier's check, or money order. If your attorney is submitting your payment on your behalf, your attorney may pay with a credit card or chec with a pre-printed address. I need to pay the fee in installments. If you choose this option, sign and attach the Application for Individuals to Pay Your Filing Fee in Installments (Official Form 103A). I request that my fee be waived (You may request this option only if you are filing for Che By law, a judge may, but is not required to, waive your fee, and may do so only if your incless than 150% of the official poverty line that applies to your family size and you are unal pay the fee in installments). If you choose this option, you must fill out the Application to Find the fee in installments and you are unal pay the fee in installments. If you choose this option, you must fill out the Application to Find the fee in installments. If you choose this option, you must fill out the Application to Find the fee in installments. If you choose this option, you must fill out the Application to Find the fee in installments. If you choose this option, you must fill out the Application to Find the fee in installments. If you choose this option, you must fill out the Application to Find the fee in installments. If you choose this option, you must fill out the Application to Find the fee in installments. If you choose this option, you must fill out the Application to Find the fee in installments. If you choose this option, you must fill out the Application to Find the fee in installments. If you choose this option, you must fill out the Application to Find the fee in installments. If you choose this option, you must fill out the Application for Chapter Filling Fee in Installments. If you choose this option, you feel of the Application for Installments. If you choose this option, you feel of the Application for Chapter Filling Fee in Installments. If you c				13						
Application for Individuals to Pay Your Filing Fee in Installments (Official Form 103A). I request that my fee be waived (You may request this option only if you are filing for Ch By law, a judge may, but is not required to, waive your fee, and may do so only if your incless than 150% of the official poverty line that applies to your family size and you are unal pay the fee in installments). If you choose this option, you must fill out the Application to F Chapter 7 Filing Fee Waived (Official Form 103B) and file it with your petition. 9. Have you filed for bankruptcy within the last 8 years? No	8. How you v	will pay the fee	local cou yourself, submittir	urt fo , you ng yo	or more det u may pay b our payme	tails abou with cash nt on you	t how , cash	you m ier's c	ay pay. Typicall heck, or money	ly, if you are paying the fee order. If your attorney is
I request that my fee be waived (You may request this option only if you are filing for Ch By law, a judge may, but is not required to, waive your fee, and may do so only if your incless than 150% of the official poverty line that applies to your family size and you are unal pay the fee in installments). If you choose this option, you must fill out the Application to Paper 7 Filing Fee Waived (Official Form 103B) and file it with your petition. 9. Have you filed for bankruptcy within the last 8 years? No Yes. District Northern District of Illinois When O8/23/2015 Case number 15-2874B O8/23/2015 O8/25/2015 O8/										
By law, a judge may, but is not required to, waive your fee, and may do so only if your incless than 150% of the official poverty line that applies to your family size and you are unal pay the fee in installments). If you choose this option, you must fill out the <i>Application to F Chapter 7 Filing Fee Waived</i> (Official Form 103B) and file it with your petition. 9. Have you filed for bankruptcy within the last 8 years? I No District Northern District of Illinois When MM / DD / YYYY District Northern District of Illinois When MM / DD / YYYY District When MM / DD / YYYYY District When MM			Аррисац	1011 10	or marvidu	ais io ray	7 TOUI	rillig	ree III IIIstaliiii	ans (Official Form 105A).
bankruptcy within the last 8 years? District Northern District of Illinois When MM / DD / YYYY			By law, a less thar pay the f	a jud n 150 fee ir	lge may, b 0% of the on the one of the of th	ut is not re official povents). If yo	equire verty l u cho	ed to, v ine tha ose th	vaive your fee, a at applies to you is option, you m	and may do so only if your income is ir family size and you are unable to iust fill out the <i>Application to Have the</i>
last 8 years? Yes. District Northern District of Illinois When District MM / DD / YYYY Case number 15-28748			□ No							
District Northern District of Illinois When MM / DD / YYYY District When O1/15/2017 Case number 16-01254 When MM / DD / YYYY Case number 16-01254 When MM / DD / YYYY To see number 16-01254 When MM / DD / YYYY To see number 16-01254 When MM / DD / YYYY To see number 16-01254 When MM / DD / YYYY To see number 16-01254 Relationship to you Case number, if known MM / DD / YYYY District When MM / DD / YYYY To see number 16-01254 When Case number 16-01254 Relationship to you Case number, if known MM / DD / YYYY To see number 16-01254 When MM / DD / YYYY When MM / DD			X Yes. Dist	trict _	Northern Di	istrict of Illin	nois	When		Case number <u>15-28748</u>
District			Dist	trict _	Northern Di	istrict of Illin	nois	When	01/15/2017	Case number <u>16-01254</u>
10. Are any bankruptcy cases pending or being filed by a spouse who is not filing this case with you, or by a business partner, or by an affiliate? Debtor			Dist	trict				When	MM / DD / YYYY	Case number
cases pending or being filed by a spouse who is not filing this case with you, or by a business partner, or by an affiliate? Debtor			5.00						MM / DD / YYYY	
cases pending or being filed by a spouse who is not filing this case with you, or by a business partner, or by an affiliate? Debtor	10. Are any b	ankruptcv	X No							
not filing this case with you, or by a business partner, or by an affiliate? Debtor District When MM / DD / YYYY Case number, if known MM / DD / YYYY Pebtor District When MM / DD / YYYY The properties of th	cases per	nding or being		btor						Relationship to you
Debtor Relationship to you District When Case number, if known MM / DD / YYYY 11. Do you rent your residence?	not filing t you, or by partner, o	this case with						When	MM / DD / YYYY	
11. Do you rent your residence? No. Go to line 12. Yes. Has your landlord obtained an eviction judgment against you and do you want to stay in your			Deb	btor _						Relationship to you
residence? Yes. Has your landlord obtained an eviction judgment against you and do you want to stay in your			Dist	trict _				When		Case number, if known
 No. Go to line 12. Yes. Fill out <i>Initial Statement About an Eviction Judgment Against You</i> (Form 101A) and fil this bankruptcy petition. 			Yes. Has resi	s you sidend No. Yes.	ur landlord oce? Go to line 1 . Fill out <i>Init</i>	2. ial Stateme				

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Debtor 1 Karla J. Bertrand Case number (if known) Case number (if known)

12. Are you a sole proprietor		☑ No. Go to Part 4.					
	of any full- or part-time business?	☐ Yes.	Name and location of bu	usiness			
	A sole proprietorship is a						
business you operate as an individual, and is not a separate legal entity such as a corporation, partnership, or			Name of business, if any Number Street				
	LLC. If you have more than one						
	sole proprietorship, use a separate sheet and attach it to this petition.		City		State	ZIP Code	
			City		State	ZIF Code	
			Check the appropriate b	box to describe your busi	ness:		
			☐ Health Care Busines	ss (as defined in 11 U.S.	C. § 101(27A))		
			☐ Single Asset Real Es	state (as defined in 11 U	.S.C. § 101(51B))	
			☐ Stockbroker (as defi	ined in 11 U.S.C. § 101(5	53A))		
			☐ Commodity Broker ((as defined in 11 U.S.C. §	3 101(6))		
			☐ None of the above				
)a	11 U.S.C. § 101(51D).		Bankruptcy Code.	er 11 and I am a small bu		-	
4.	Do you own or have any	⊠ No					
١.	property that poses or is	No Yes. ✓ Yes.	What is the hazard?				
4.	property that poses or is alleged to pose a threat of imminent and identifiable hazard to public health or safety?	_	What is the hazard?				
1.	property that poses or is alleged to pose a threat of imminent and identifiable hazard to public health or safety? Or do you own any property that needs immediate attention?	_		is needed, why is it need	ed?		
4.	property that poses or is alleged to pose a threat of imminent and identifiable hazard to public health or safety? Or do you own any property that needs	_		is needed, why is it need	ed?		
4.	property that poses or is alleged to pose a threat of imminent and identifiable hazard to public health or safety? Or do you own any property that needs immediate attention? For example, do you own perishable goods, or livestock that must be fed, or a building	_			ed?		
4.	property that poses or is alleged to pose a threat of imminent and identifiable hazard to public health or safety? Or do you own any property that needs immediate attention? For example, do you own perishable goods, or livestock that must be fed, or a building	_	If immediate attention i	?	ed?	State	ZIP Code

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Debtor 1 Karla J. Bertrand

First Name Middle Name

Last Name

Case number (if known)_____

Part 5:

Explain Your Efforts to Receive a Briefing About Credit Counseling

 Tell the court whether you have received briefing about credit counseling.

The law requires that you receive a briefing about credit counseling before you file for bankruptcy. You must truthfully check one of the following choices. If you cannot do so, you are not eligible to file.

If you file anyway, the court can dismiss your case, you will lose whatever filing fee you paid, and your creditors can begin collection activities again.

About Debtor 1:

You must check one:

I received a briefing from an approved credit counseling agency within the 180 days before I filed this bankruptcy petition, and I received a certificate of completion.

Attach a copy of the certificate and the payment plan, if any, that you developed with the agency.

☐ I received a briefing from an approved credit counseling agency within the 180 days before I filed this bankruptcy petition, but I do not have a certificate of completion.

Within 14 days after you file this bankruptcy petition, you MUST file a copy of the certificate and payment plan, if any.

☐ I certify that I asked for credit counseling services from an approved agency, but was unable to obtain those services during the 7 days after I made my request, and exigent circumstances merit a 30-day temporary waiver of the requirement.

To ask for a 30-day temporary waiver of the requirement, attach a separate sheet explaining what efforts you made to obtain the briefing, why you were unable to obtain it before you filed for bankruptcy, and what exigent circumstances required you to file this case.

Your case may be dismissed if the court is dissatisfied with your reasons for not receiving a briefing before you filed for bankruptcy.

If the court is satisfied with your reasons, you must still receive a briefing within 30 days after you file. You must file a certificate from the approved agency, along with a copy of the payment plan you developed, if any. If you do not do so, your case may be dismissed.

Any extension of the 30-day deadline is granted only for cause and is limited to a maximum of 15 days.

I am not required to receive a briefing	about
credit counseling because of:	

☐ Incapacity. I have a mental illness or a mental deficiency that makes me

incapable of realizing or making rational decisions about finances.

☐ **Disability.** My physical disability causes me to be unable to participate in a

briefing in person, by phone, or through the internet, even after I reasonably tried to do so.

Active duty. I am currently on active military duty in a military combat zone.

If you believe you are not required to receive a briefing about credit counseling, you must file a motion for waiver of credit counseling with the court.

About Debtor 2 (Spouse Only in a Joint Case):

You must check one:

 ☐ I received a briefing from an approved credit counseling agency within the 180 days before I filed this bankruptcy petition, and I received a certificate of completion.

Attach a copy of the certificate and the payment plan, if any, that you developed with the agency.

☐ I received a briefing from an approved credit counseling agency within the 180 days before I filed this bankruptcy petition, but I do not have a certificate of completion.

Within 14 days after you file this bankruptcy petition, you MUST file a copy of the certificate and payment plan, if any.

□ I certify that I asked for credit counseling services from an approved agency, but was unable to obtain those services during the 7 days after I made my request, and exigent circumstances merit a 30-day temporary waiver of the requirement.

To ask for a 30-day temporary waiver of the requirement, attach a separate sheet explaining what efforts you made to obtain the briefing, why you were unable to obtain it before you filed for bankruptcy, and what exigent circumstances required you to file this case.

Your case may be dismissed if the court is dissatisfied with your reasons for not receiving a briefing before you filed for bankruptcy.

If the court is satisfied with your reasons, you must still receive a briefing within 30 days after you file. You must file a certificate from the approved agency, along with a copy of the payment plan you developed, if any. If you do not do so, your case may be dismissed.

Any extension of the 30-day deadline is granted only for cause and is limited to a maximum of 15 days.

I am not required to receive a briefing a	bout
credit counseling because of:	

☐ Incapacity. I have a mental illness or a mental

deficiency that makes me incapable of realizing or making rational decisions about finances.

☐ **Disability.** My physical disability causes me to be unable to participate in a

briefing in person, by phone, or through the internet, even after I reasonably tried to do so.

Active duty. I am currently on active military duty in a military combat zone.

If you believe you are not required to receive a briefing about credit counseling, you must file a motion for waiver of credit counseling with the court.

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Debtor 1	Karla J. B	ertrand		Case number (if known)	
	First Name	Middle Name	Last Name	 	

Part 6: Answer These Que	stions for Reporting Purpos	es				
16. What kind of debts do you have?	16a. Are your debts primarily consumer debts? Consumer debts are defined in 11 U.S.C. § 101(8) as "incurred by an individual primarily for a personal, family, or household purpose."					
	No. Go to line 16b.Yes. Go to line 17.					
		ily business debts? Business debts a vestment or through the operation of the				
	□ No. Go to line 16c.□ Yes. Go to line 17.					
	16c. State the type of debts you	owe that are not consumer debts or bus	iness debts.			
17. Are you filing under Chapter 7?	☑ No. I am not filing under Ch	napter 7. Go to line 18.				
Do you estimate that after any exempt property is excluded and		er 7. Do you estimate that after any exemes are paid that funds will be available to a				
administrative expenses are paid that funds will be available for distribution to unsecured creditors?	Π					
18. How many creditors do	▲ 1-49	1,000-5,000	25,001-50,000			
you estimate that you owe?	☐ 50-99 ☐ 100-199	5,001-10,000 10,001-25,000	☐ 50,001-100,000 ☐ More than 100,000			
	200-999	10,001-20,000	Tivolo tilair 100,000			
19. How much do you	№ \$0-\$50,000	\$1,000,001-\$10 million	\$500,000,001-\$1 billion			
estimate your assets to be worth?	□ \$50,001-\$100,000 □ \$100,001-\$500,000	\$10,000,001-\$50 million \$50,000,001-\$100 million	\$1,000,000,001-\$10 billion \$10,000,000,001-\$50 billion			
	\$500,001-\$500,000	\$100,000,001-\$100 million	More than \$50 billion			
20. How much do you	☒ \$0-\$50,000	☐ \$1,000,001-\$10 million	□ \$500,000,001-\$1 billion			
estimate your liabilities	\$50,001-\$100,000	□ \$10,000,001-\$50 million	\$1,000,000,001-\$10 billion			
to be?	□ \$100,001-\$500,000 □ \$500,001-\$1 million	\$50,000,001-\$100 million \$100,000,001-\$500 million	☐ \$10,000,000,001-\$50 billion ☐ More than \$50 billion			
Part 7: Sign Below	□ \$500,001-\$1 million	4 \$100,000,001-\$500 million	Wore than \$50 billion			
For you	I have examined this petition, a correct.	nd I declare under penalty of perjury that	the information provided is true and			
	If I have chosen to file under Chof title 11, United States Code. under Chapter 7.	napter 7, I am aware that I may proceed, i I understand the relief available under ea	f eligible, under Chapter 7, 11,12, or 13 ch chapter, and I choose to proceed			
	If no attorney represents me an this document, I have obtained	d I did not pay or agree to pay someone of and read the notice required by 11 U.S.C	who is not an attorney to help me fill out . § 342(b).			
		ith the chapter of title 11, United States C				
	I understand making a false sta with a bankruptey case can rest 18 U.S.C. §§ 152, 1341, 1519	الله fines up to \$250,000, or imprisonme	money or property by fraud in connection ent for up to 20 years, or both.			
	× A Sell	×				
	Signature of Debtor 1	Signature	e of Debtor 2			
	Executed on MM / DD /	YYYY	d on			

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Case number (if known)_

For your attorney, if you are represented by one	I, the attorney for the debtor(s) named in this petition, declare to proceed under Chapter 7, 11, 12, or 13 of title 11, United S available under each chapter for which the person is eligible.	tates Code, and I also certify th	d have explained the relief at I have delivered to the debtor(s				
If you are not represented by an attorney, you do not	the notice required by 11 U.S.C. § 342(b) and, in a case in which § 707(b)(4)(D) applies, certify that I have no knowledge after an inquiry that the information in the schedules filed with the petition is incorrect.						
need to file this page.	*Manuel A. Cardenas	Date					
	Signature of Attorney for Debtor	24.0	MM / DD /YYYY				
	Manuel A. Cardenas						
	Printed name						
	Law Offices of Manuel A. Cardenas and Associates, P.C. Firm name						
	2059 North Western Avenue						
	Number Street						
	Chicago	IL	60647				
	City	State	ZIP Code				
	Contact phone (773) 227-6858	Email address	mac.cardenaslaw@att.net				
	6228970	<u>IL</u>					
	Bar number	State					

Karla J. Bertrand

Debtor 1

Notice Required by 11 U.S.C. § 342(b) for Individuals Filing for Bankruptcy (Form 2010)

This notice is for you if:

- You are an individual filing for bankruptcy, and
- Your debts are primarily consumer debts. Consumer debts are defined in 11 U.S.C. § 101(8) as "incurred by an individual primarily for a personal, family, or household purpose."

The types of bankruptcy that are available to individuals

Individuals who meet the qualifications may file under one of four different chapters of the Bankruptcy Code:

- Chapter 7 Liquidation
- Chapter 11— Reorganization
- Chapter 12— Voluntary repayment plan for family farmers or fishermen
- Chapter 13— Voluntary repayment plan for individuals with regular income

You should have an attorney review your decision to file for bankruptcy and the choice of chapter.

Chapter 7:		Liquidation	
	\$245	filing fee	
	· .	administrative fee	
+	\$15	trustee surcharge	
	\$335	total fee	

Chapter 7 is for individuals who have financial difficulty preventing them from paying their debts and who are willing to allow their non-exempt property to be used to pay their creditors. The primary purpose of filing under chapter 7 is to have your debts discharged. The bankruptcy discharge relieves you after bankruptcy from having to pay many of your pre-bankruptcy debts. Exceptions exist for particular debts, and liens on property may still be enforced after discharge. For example, a creditor may have the right to foreclose a home mortgage or repossess an automobile.

However, if the court finds that you have committed certain kinds of improper conduct described in the Bankruptcy Code, the court may deny your discharge.

You should know that even if you file chapter 7 and you receive a discharge, some debts are not discharged under the law.

Therefore, you may still be responsible to pay:

- most taxes;
- most student loans;
- domestic support and property settlement obligations;

- most fines, penalties, forfeitures, and criminal restitution obligations; and
- certain debts that are not listed in your bankruptcy papers.

You may also be required to pay debts arising from:

- fraud or theft;
- fraud or defalcation while acting in breach of fiduciary capacity;
- intentional injuries that you inflicted; and
- death or personal injury caused by operating a motor vehicle, vessel, or aircraft while intoxicated from alcohol or drugs.

If your debts are primarily consumer debts, the court can dismiss your chapter 7 case if it finds that you have enough income to repay creditors a certain amount. You must file *Chapter 7 Statement of Your Current Monthly Income* (Official Form 122A–1) if you are an individual filing for bankruptcy under chapter 7. This form will determine your current monthly income and compare whether your income is more than the median income that applies in your state.

If your income is not above the median for your state, you will not have to complete the other chapter 7 form, the *Chapter 7 Means Test Calculation* (Official Form 122A–2).

If your income is above the median for your state, you must file a second form —the *Chapter 7 Means Test Calculation* (Official Form 122A–2). The calculations on the form—sometimes called the *Means Test*—deduct from your income living expenses and payments on certain debts to determine any amount available to pay unsecured creditors. If

your income is more than the median income for your state of residence and family size, depending on the results of the *Means Test*, the U.S. trustee, bankruptcy administrator, or creditors can file a motion to dismiss your case under § 707(b) of the Bankruptcy Code. If a motion is filed, the court will decide if your case should be dismissed. To avoid dismissal, you may choose to proceed under another chapter of the Bankruptcy Code.

If you are an individual filing for chapter 7 bankruptcy, the trustee may sell your property to pay your debts, subject to your right to exempt the property or a portion of the proceeds from the sale of the property. The property, and the proceeds from property that your bankruptcy trustee sells or liquidates that you are entitled to, is called *exempt property*. Exemptions may enable you to keep your home, a car, clothing, and household items or to receive some of the proceeds if the property is sold.

Exemptions are not automatic. To exempt property, you must list it on *Schedule C: The Property You Claim as Exempt* (Official Form 106C). If you do not list the property, the trustee may sell it and pay all of the proceeds to your creditors.

Chapter 11: Reorganization

\$1,167 filing fee

+ \$550 administrative fee

\$1,717 total fee

Chapter 11 is often used for reorganizing a business, but is also available to individuals. The provisions of chapter 11 are too complicated to summarize briefly.

Read These Important Warnings

Because bankruptcy can have serious long-term financial and legal consequences, including loss of your property, you should hire an attorney and carefully consider all of your options before you file. Only an attorney can give you legal advice about what can happen as a result of filing for bankruptcy and what your options are. If you do file for bankruptcy, an attorney can help you fill out the forms properly and protect you, your family, your home, and your possessions.

Although the law allows you to represent yourself in bankruptcy court, you should understand that many people find it difficult to represent themselves successfully. The rules are technical, and a mistake or inaction may harm you. If you file without an attorney, you are still responsible for knowing and following all of the legal requirements.

You should not file for bankruptcy if you are not eligible to file or if you do not intend to file the necessary documents.

Bankruptcy fraud is a serious crime; you could be fined and imprisoned if you commit fraud in your bankruptcy case. Making a false statement, concealing property, or obtaining money or property by fraud in connection with a bankruptcy case can result in fines up to \$250,000, or imprisonment for up to 20 years, or both. 18 U.S.C. §§ 152, 1341, 1519, and 3571.

Chapter 12: Repayment plan for family farmers or fishermen

	\$200	filing fee
+	\$75	administrative fee
	\$275	total fee

Similar to chapter 13, chapter 12 permits family farmers and fishermen to repay their debts over a period of time using future earnings and to discharge some debts that are not paid.

Chapter 13: Repayment plan for individuals with regular income

	\$235	filing fee
+	\$75	administrative fee
	\$310	total fee

Chapter 13 is for individuals who have regular income and would like to pay all or part of their debts in installments over a period of time and to discharge some debts that are not paid. You are eligible for chapter 13 only if your debts are not more than certain dollar amounts set forth in 11 U.S.C. § 109.

Under chapter 13, you must file with the court a plan to repay your creditors all or part of the money that you owe them, usually using your future earnings. If the court approves your plan, the court will allow you to repay your debts, as adjusted by the plan, within 3 years or 5 years, depending on your income and other factors.

After you make all the payments under your plan, many of your debts are discharged. The debts that are not discharged and that you may still be responsible to pay include:

- domestic support obligations,
- most student loans,
- certain taxes.
- debts for fraud or theft,
- debts for fraud or defalcation while acting in a fiduciary capacity,
- most criminal fines and restitution obligations,
- certain debts that are not listed in your bankruptcy papers,
- certain debts for acts that caused death or personal injury, and
- certain long-term secured debts.

Warning: File Your Forms on Time

Section 521(a)(1) of the Bankruptcy Code requires that you promptly file detailed information about your creditors, assets, liabilities, income, expenses and general financial condition. The court may dismiss your bankruptcy case if you do not file this information within the deadlines set by the Bankruptcy Code, the Bankruptcy Rules, and the local rules of the court.

For more information about the documents and their deadlines, go to:

http://www.uscourts.gov/bkforms/bankruptcy_forms.html#procedure.

Bankruptcy crimes have serious consequences

- If you knowingly and fraudulently conceal assets or make a false oath or statement under penalty of perjury—either orally or in writing—in connection with a bankruptcy case, you may be fined, imprisoned, or both.
- All information you supply in connection with a bankruptcy case is subject to examination by the Attorney General acting through the Office of the U.S. Trustee, the Office of the U.S. Attorney, and other offices and employees of the U.S. Department of Justice.

Make sure the court has your mailing address

The bankruptcy court sends notices to the mailing address you list on *Voluntary Petition* for *Individuals Filing for Bankruptcy* (Official Form 101). To ensure that you receive information about your case, Bankruptcy Rule 4002 requires that you notify the court of any changes in your address.

A married couple may file a bankruptcy case together—called a *joint case*. If you file a joint case and each spouse lists the same mailing address on the bankruptcy petition, the bankruptcy court generally will mail you and your spouse one copy of each notice, unless you file a statement with the court asking that each spouse receive separate copies.

Understand which services you could receive from credit counseling agencies

The law generally requires that you receive a credit counseling briefing from an approved credit counseling agency. 11 U.S.C. § 109(h). If you are filing a joint case, both spouses must receive the briefing. With limited exceptions, you must receive it within the 180 days **before** you file your bankruptcy petition. This briefing is usually conducted by telephone or on the Internet.

In addition, after filing a bankruptcy case, you generally must complete a financial management instructional course before you can receive a discharge. If you are filing a joint case, both spouses must complete the course.

You can obtain the list of agencies approved to provide both the briefing and the instructional course from:

http://justice.gov/ust/eo/hapcpa/ccde/cc_approved.html.

In Alabama and North Carolina, go to: http://www.uscourts.gov/FederalCourts/Bankruptcy/BankruptcyResources/ApprovedCreditAndDebtCounselors.aspx.

If you do not have access to a computer, the clerk of the bankruptcy court may be able to help you obtain the list.

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B2030 (Form 2030) (12/15)

United States Bankruptcy Court NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

ln	re Karla J. Bertrand	
		Case No
De	ebtor	Chapter 13
	DISCLOSURE OF CO	OMPENSATION OF ATTORNEY FOR DEBTOR
1.	named debtor(s) and that compensation	d. Bankr. P. 2016(b), I certify that I am the attorney for the above a paid to me within one year before the filing of the petition in , for services rendered or to be rendered on behalf of the debtor(s) in the bankruptcy case is as follows:
	For legal services, I have agreed to acc	ept
	Prior to the filing of this statement I ha	ve received
	Balance Due	\$ <u>3,000.00</u>
2.	The source of the compensation paid to) me was:
	X Debtor Oth	ner (specify)
3.	The source of compensation to be paid	to me is:
	Debtor Oth	ner (specify)
4.	I have not agreed to share the members and associates of my law	above-disclosed compensation with any other person unless they are firm.
		ve-disclosed compensation with a other person or persons who are not firm. A copy of the agreement, together with a list of the names of the n, is attached.
5.	In return for the above-disclosed fee, I case, including:	have agreed to render legal service for all aspects of the bankruptcy
	a. Analysis of the debtor's financial file a petition in bankruptcy;	situation, and rendering advice to the debtor in determining whether to
	b. Preparation and filing of any petiti	on, schedules, statements of affairs and plan which may be required;
	 Representation of the debtor at the hearings thereof; 	meeting of creditors and confirmation hearing, and any adjourned

4	Dammacantation of the debton in advance	wi mus soudings and other contacted hanliming	or, monttoma
a.	representation-or-the debtor-in-adversar	ry-proceedings-and-other-contested-bankrupt	ey-muners,-

e. [Other provisions as needed]

6. By agreement with the debtor(s), the above-disclosed fee does not include the following services:

CERTIFICATION

I certify that the foregoing is a complete statement of any agreement or arrangement for payment to me for representation of the debtor(s) in this bankruptcy proceeding.

Date Manuel A. Cardenas
Signature of Attorney

See Attachment 1

Name of law firm

Attachment
Debtor: Karla J. Bertrand Case No:

Attachment 1

Law Offices of Manuel A. Cardenas and Associates, P.C.

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Manley Deas Kochalski, LLC 1 East Wacker Dr Suite 1730 Chicago, IL 60601

Illinois Department of Revenue
Bankruptcy Unit, 100 West Randolph St #7
Chicago, IL 60601

IRS P O Box 7346 Philadelphia, PA 19101

Residential Credit Slt 4282 North Fwy Fort Worth, TX 76137